

MARTHA J. PAYNE
Oregon #85239
Benesch Friedlander Coplan & Aronoff LLP
103 Coronado Shores, 225 Escondido
Lincoln City, Oregon 97367
Telephone: (541) 764-2859
Facsimile: (216) 363-4588
mpayne@beneschlaw.com

FILED 09 AUG 12 12:34 USDC-ORP

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON**

THOMAS M. PIKE,

CASE NO. 3:09-cv-760 AC

Plaintiff,

STIPULATION & ORDER

vs.

**TRANSPORTS DU CAM PRO INC.,
et al.**

Defendants.

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for plaintiff and the attorneys for Defendants Transports Du Cam Pro, Inc. and Jean Paul Racicot's (sometimes collectively referred to hereinafter as "Defendants") that the parties to this action have conferenced and agreed that the Motion to Dismiss filed by the Defendants and the opposition and declaration thereto filed by the Plaintiff, along with all supporting exhibits and documentation are withdrawn without prejudice.

IT IS FURTHER STIPULATED AND AGREED that the subsequent service attempts made by the Plaintiff have resolved the jurisdictional issues raised in the Defendants' motion to dismiss.

AGREED STIPULATION AND ORDER

IT IS FURTHER STIPULATED AND AGREED that Defendants shall have two (2) weeks from the date of filing of the instant Stipulation and Order to serve and file an Answer in response to Plaintiff Thomas Pike's Complaint.

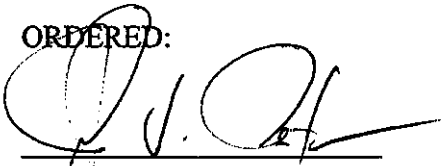
This stipulation may be filed without further notice with the Clerk of Court.

Dated this 3rd day of August, 2009.

/s/ Martha J. Payne
Martha J. Payne
Oregon #85239
Attorneys for Defendants
**Benesch Friedlander
Coplan & Aronoff LLP**
103 Coronado Shores, 225 Escondido
Lincoln City, Oregon 97367
Telephone: (541) 764-2859
Facsimile: (216) 363-4588
mpayne@beneschlaw.com

/s/ Philip G. Arnold
Philip G. Arnold
Oregon #080056
Attorneys for Plaintiff
**Rossi Cox Vucinovich
Flaskamp, P.C.**
10900 N.E. 8th Street, Suite 1122
Bellevue, WA 98004
Telephone: (425) 646-8003
Facsimile: (425) 646-8004
parnold@rcvpc.com

ORDERED:



John V. Acosta
U.S. Magistrate Judge
Dated: this 17th day of August 2009

AGREED STIPULATION AND ORDER